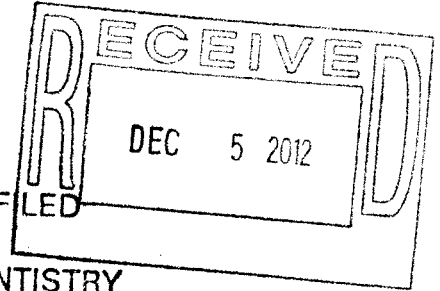


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N.J. BOARD OF DENTISTRY
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF DENTISTRY

IN THE MATTER OF	:	
	:	Administrative Action
SHELDON H. GREENSPAN, D.D.S.	:	
License No. 22DI00968300	:	
	:	CONSENT ORDER
LICENSED TO PRACTICE DENTISTRY	:	
IN THE STATE OF NEW JERSEY	:	

The New Jersey State Board of Dentistry ("Board") received two patient complaints regarding Sheldon H. Greenspan, D.D.S. The first complaint, by patient J.S., alleged that the treatment rendered by Dr. Greenspan failed to conform to the standard of care for dental practice in this State. In July 2002, J.S. sought treatment for pain in her head and neck, possibly related to her temporomandibular joint ("TMJ"). J.S. alleges that the treatment provided by Dr. Greenspan, which was conducted through May 2003, exacerbated her condition and required further treatment.

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On May 16, 2007, Dr. Greenspan appeared with John Paul Dizzia, Esq., at an investigative inquiry conducted by the Board. Based on the records reviewed, including Dr. Greenspan's testimony at the inquiry, the patient's letters of complaint and record of communications, patient records and charts maintained by Dr. Greenspan and other treating dentists, and a consultant's report, it appears to the Board that Dr. Greenspan's treatment of J.S. deviated from generally accepted dental standards in this State. Specifically, Dr. Greenspan took insufficient radiographs during J.S.'s initial visit, formulated an insufficiently detailed treatment plan, improperly limited his treatment to J.S.'s TMJ while failing to address her dental pain, prematurely inserted a mandibular anterior repositioning appliance, inappropriately applied onlays and crowns, incorrectly interpreted a MRI of J.S.'s jaw, and refused to provide J.S. with her patient records in violation of applicable regulations.

The second complaint alleges that Dr. Greenspan sent a highly unprofessional email to the daughter of a deceased former patient. Dr. Greenspan's former patient, S.L., had disputed one of Dr. Greenspan's bills before she died. Dr. Greenspan sued her to recover the money she allegedly owed. Shortly after S.L.'s death and in response to the suit, S.L.'s daughter, M.C., wrote to Dr. Greenspan's attorney to inform him that S.L. had died and

that her estate contained no assets to satisfy a potential judgment. On September 26, 2011, Dr. Greenspan sent M.C. the unprofessional email, which M.C. later forwarded to the Board.

On January 18, 2012, Dr. Greenspan appeared with Alex Keoskey, Esq., at an investigative inquiry to discuss his email to M.C. He admitted that his correspondence was highly inappropriate and stated that he regrets sending it.

Based on the facts of the first complaint the Board finds that Dr. Greenspan engaged in acts violating N.J.S.A. 45:1-21(c), (d), (e) and (h). The Board finds that the facts of the second complaint demonstrate professional misconduct in violation of N.J.S.A. 45:1-21(e). It appearing that Dr. Greenspan and the Board desire to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 25th DAY OF January, 2012,
HEREBY ORDERED AND AGREED THAT:

1. Dr. Greenspan shall immediately cease and desist from providing any and all treatment(s) related to TMJ therapy in any jurisdiction for the remainder of his career. Dr. Greenspan will immediately cease and desist from advertising his practice as one where TMJ therapy is provided. Such advertisements on websites and/or other media shall be immediately taken down or removed;

2. Dr. Greenspan shall reimburse the patient identified in this order as J.S. the sum of \$7,685.00. A certified check or money order made payable to J.S. shall be sent within twenty-one (21) days of the entry of this Consent Order to Jonathan Eisenmenger, Executive Director, Board of Dentistry, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101;

3. Dr. Greenspan shall be subject to a civil penalty of \$6,000.00 pursuant to N.J.S.A 45:1-22, which sum represents \$2,500.00 for repeated acts of negligence, \$1,000.00 for failure to maintain adequate patient records and \$2,500.00 for professional misconduct. This penalty is hereby stayed on the condition that Dr. Greenspan complies with all the terms of this Consent Order. Failure on the part of Dr. Greenspan to comply with any of the terms of this Consent Order will result in the activation of the penalty and the full amount shall be immediately due and owing. Such penalty shall be paid by certified check or money order made payable to the State of New Jersey and shall be sent within twenty-one (21) days of the entry of this Consent Order to Jonathan Eisenmenger, Executive Director, Board of Dentistry, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101;

4. Dr. Greenspan shall attend and successfully complete anger management therapy which will last at least five (5) hours. Before attending the therapy, Dr. Greenspan shall

provide information about the therapy provider to, and receive approval from, the Board. Dr. Greenspan shall complete attendance at the therapy within six (6) months of the date of entry of this Order. Successful completion means that all sessions were attended. A letter of completion must be provided to the Board by Dr. Greenspan or the therapy provider. Documentation of successful completion shall be provided to the Board within 15 days of such completion. [The parties note that Dr. Greenspan has elected to undergo therapy as described above, and that such therapy will be performed by Dr. Louis M. Baretti];

5. Dr. Greenspan shall write a letter of apology to the Board;


6. Dr. Greenspan shall be solely responsible for whatever costs are associated with the terms of this Consent Order;

7. Failure to remit any payment required by this Consent Order will result in the filing of a Certificate of Debt;

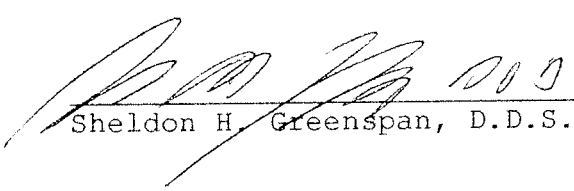
8. Failure to comply with any of the terms of this Consent Order may result in further disciplinary action for failure to comply with an Order of the Board.

NEW JERSEY STATE BOARD OF DENTISTRY

By

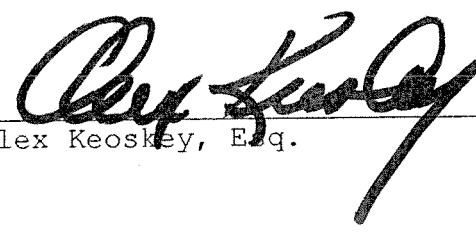

~~Herbert B. Dolinsky, D.D.S.~~
Board President
Peter DeSciscio, D.M.D.

I have read and I understand this Consent Order and agree to be bound by its terms. I consent to the entry of this Order.


Sheldon H. Greenspan, D.D.S.

December 4, 2012
Date

I am Dr. Greenspan's attorney and I consent to the form and entry of this Order.


Alex Keoskey, Esq.

1/8/13
Date